

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
FIFTY-SEVENTH LEGISLATURE

ONE HUNDRED AND EIGHTH LEGISLATIVE DAY
WEDNESDAY, APRIL 23, 2003

Senate Chamber

President Risch called the Senate to order at 10 a.m.

Roll call showed all members present except Senators Davis, Malepeai, and Marley, absent and formally excused by the Chair; and Senators Gannon, Noble, Noh, Sorensen, Stennett, and Sweet, absent and excused.

Prayer was offered by Chaplain Gene Arnold.

The Pledge of Allegiance was led Brittany Jensen, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

Senator Gannon was recorded present at this order of business.

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of April 22, 2003, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Stegner, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

Senators Sorensen, Stennett, and Sweet were recorded present at this order of business.

April 23, 2003

The FINANCE Committee reports out **H 422** with the recommendation that it do pass.

CAMERON, Chairman

H 422 was filed for second reading.

On request by Senator Stegner, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

April 22, 2003

Mr. President:

I return herewith **S 1181, S 1182, S 1183, S 1184, S 1185,** and **S 1186**, which have passed the House.

JUKER, Chief Clerk

S 1181, S 1182, S 1183, S 1184, S 1185, and **S 1186** were referred to the Judiciary and Rules Committee for enrolling.

April 22, 2003

Mr. President:

I return herewith Enrolled **S 1180**, which has been signed by the Speaker.

JUKER, Chief Clerk

Enrolled **S 1180** was referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

On request by Senator Stegner, granted by unanimous consent, the Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

H 403, as amended, by Ways and Means Committee, was read the second time at length and filed for third reading.

H 383, as amended in the Senate, by Education Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Stegner, granted by unanimous consent, **H 409** and **H 410** retained their place on the Third Reading Calendar for one legislative day.

On request by Senator Stegner, granted by unanimous consent, **H 411** retained its place on the Third Reading Calendar.

H 412 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McKenzie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Bailey, Brandt, Bunderson, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Keough, Little, Lodge, McKenzie, Pearce, Richardson, Sorensen, Stegner, Sweet, Williams. Total - 21.

NAYS--Andreason, Burkett, Calabretta, Ingram, Kennedy, McWilliams, Schroeder, Stennett, Werk. Total - 9.

Absent and excused--Davis, Malepeai, Marley, Noble, Noh. Total - 5.

Total - 35.

Whereupon the President declared **H 412** passed, title was approved, and the bill ordered returned to the House.

Senator Noble was recorded present at this order of business.

H 413 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Calabretta, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, McKenzie, McWilliams, Noble, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 31.

NAYS--None.

Absent and excused--Davis, Malepeai, Marley, Noh. Total - 4.

Total - 35.

Whereupon the President declared **H 413** passed, title was approved, and the bill ordered returned to the House.

H 414 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hill arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Little, Lodge, McKenzie, McWilliams, Noble, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 29.

NAYS--Calabretta, Keough. Total - 2.

Absent and excused--Davis, Malepeai, Marley, Noh. Total - 4.

Total - 35.

Whereupon the President declared **H 414** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Stegner, granted by unanimous consent, **H 418** and **H 419** retained their place on the Third Reading Calendar for one legislative day.

On request by Senator Stegner, granted by unanimous consent, **H 411** was placed before the Senate for consideration at this time.

H 411, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Richardson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Bailey, Brandt, Bunderson, Burkett, Burtenshaw, Cameron, Compton, Darrington, Gannon, Geddes, Goedde, Hill, Kennedy, Keough, Little, Lodge, McKenzie, Noble, Pearce, Richardson, Sorensen, Stegner, Sweet, Williams. Total - 24.

NAYS--Andreason, Calabretta, Ingram, McWilliams, Schroeder, Stennett, Werk. Total - 7.

Absent and excused--Davis, Malepeai, Marley, Noh. Total - 4.

Total - 35.

Whereupon the President declared **H 411** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Stegner, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Stegner, seconded by Senator Stennett, by voice vote the Senate adjourned at 10:50 a.m. until the hour of 10 a.m., Thursday, April 24, 2003.

JAMES E. RISCH, President

Attest: JEANNINE WOOD, Secretary